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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

GARY PIERCE CHAIRMAN

> AZ CORP COMMISSIGN DOCKET CONTROL

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PAUL NEWMAN COMMISSIONER **BRENDA BURNS COMMISSIONER**

SANDRA D. KENNEDY

COMMISSIONER

COMMISSIONER

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY FOR A WAIVER UNDER A.A.C. R14-2-806 OR. IN THE ALTERNATIVE, NOTICE OF INTENT TO REORGANIZE UNDER A.A.C. R-14-2-803.

Docket No. W-01303A-11-0101

RUCO'S APPLICATION TO INTERVENE

1.

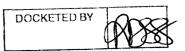
The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in the above-captioned proceeding.

II.

RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461. et seq., for the purpose of representing residential utility consumers in matters before the Commission concerning regulated public service corporations.

Arizona Corporation Commission DOCKETED

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Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the Director of RUCO may do the following:

Prepare and present briefs, arguments, proposed rates or orders and intervene or appear on behalf of residential utility consumers before hearing officers and the Corporation Commission as a party in interest and also participate as a party in interest pursuant to Section 40-254 in proceedings relating to rate making or rate design and involving public service corporations.

IV.

The residential utility consumers will be directly and substantially affected by a Decision or Order of the Commission in this matter, therefore, it is necessary and proper that RUCO intervene in the proceeding.

V.

In order to fulfill its statutory obligation to protect the residential utility consumers of this State, RUCO must thoroughly examine the materials presented by the Company, and must cross-examine witnesses appearing on behalf of the Company and any other parties. Additionally, RUCO may present testimony and exhibits of its own in any hearings conducted by the Commission in this matter.

VI.

The name, mailing address, and telephone number of the person upon whom service of all documents is to be made is:

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Daniel W. Pozefsky **Chief Counsel** Residential Utility Consumer Office 1110 West Washington, Suite 220 Phoenix, Arizona 85007 (602) 364-4839

RESPECTFULLY SUBMITTED this 4th day of March, 2011

Chief Counsel

AN ORIGINAL AND THIRTEEN COPIES of the foregoing filed this 4th day of March, 2011 with:

Docket Control Arizona Corporation Commission 1200 West Washington Phoenix, Arizona 85007

COPIES of the foregoing hand delivered/ mailed this 4th day of March, 2011 to:

Lyn Farmer Chief Administrative Law Judge Hearing Division Arizona Corporation Commission 1200 West Washington Phoenix, Arizona 85007

Janice Alward, Chief Counsel Legal Division Arizona Corporation Commission 1200 West Washington Phoenix, Arizona 85007

Steven M. Olea, Director **Utilities Division Arizona Corporation Commission** 1200 West Washington Phoenix, Arizona 85007

Thomas H. Campbell Michael T. Hallam 40 North Central Avenue Phoenix, AZ 85004